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APPLE INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

AMANDA FRLEKIN, AARON GREGOROFF,
SETH DOWLING, DEBRA SPEICHER; AND
TAYLOR KALIN, on behalf of themselves and
all others similarly situated,

Plaintiffs,

v.

APPLE INC.,

Defendant.

Case No. 13cv03451-WHA

**JOINT STIPULATION TO EXTEND
PLAINTIFFS' DEADLINE TO FILE
MOTION FOR FINAL APPROVAL OF
THE SETTLEMENT; ~~PROPOSED~~
ORDER**

Place: Ctrm. 12, 19th Floor
Judge: Hon. William Alsup

1 Pursuant to Local Rule 7-12, Plaintiffs Amanda Frlekin, Seth Dowling, Aaron Gregoroff,
2 Taylor Kalin, and Debra Speicher on the one hand, and Defendant Apple Inc. on the other hand, by
3 and through their counsel of record, hereby stipulate, subject to the Court's approval, to extend
4 Plaintiffs' deadline to move for final approval of the parties' settlement agreement. The parties base
5 this request on the following:

6 WHEREAS, on December 28, 2021, the Court granted preliminary approval of the parties'
7 class action settlement (Dkt. 431) ("Preliminary Approval Order");

8 WHEREAS, on January 11, 2022, the Settlement Administrator, Angeion Group, LLC,
9 provided notice of the settlement to Settlement Class Members via first class U.S. mail and via email
10 (where available);

11 WHEREAS, on March 25, 2022, Plaintiffs filed a motion for an award of attorneys' fees and
12 reimbursement of litigation expenses, and a motion for service awards for the class representatives
13 (Dkt. 434, 435);

14 WHEREAS, the deadline for Settlement Class Members to object to the settlement was April
15 26, 2022;

16 WHEREAS, the Settlement Administrator's report to the parties dated May 13, 2022,
17 indicated that no Settlement Class Members have objected to the settlement, and the parties are not
18 otherwise aware of any Settlement Class Member objecting to the settlement;

19 WHEREAS, the Settlement Administrator has confirmed that five Settlement Class
20 Members disputed the shift counts reflected in their notices of settlement;

21 WHEREAS, Apple investigated those disputes and confirmed the shift totals for four
22 Settlement Class Members were, in fact, undercounted, and Apple is currently investigating the fifth
23 shift-count dispute first reported on the Settlement Administrator's May 13, 2022, report;

24 WHEREAS, Apple conducted a further investigation into the cause of the undercounted
25 shifts and whether other Settlement Class Members' shifts were undercounted;

26 WHEREAS, Apple's investigation indicates that some Settlement Class Members' shifts
27 were accurate, some were overcounted, and some were undercounted, but no final count of shifts
28

1 for each Settlement Class Member has yet been confirmed;

2 WHEREAS, Apple's investigation is ongoing, and Apple anticipates completing its
3 investigation within the next two weeks;

4 WHEREAS, the Court's Preliminary Approval Order set a May 30, 2022, deadline for
5 Plaintiffs to move for final approval of the parties' settlement agreement; and

6 WHEREAS, Plaintiffs anticipate they will need a two-week extension of their May 30, 2022,
7 filing deadline to adequately address the new developments with respect to Apple's shift counts.

8 THEREFORE, the parties request that the Court issue an order extending Plaintiffs' deadline
9 to move for final approval of the parties' settlement agreement from May 30, 2022, to June 13, 2022.

10 Dated: May 19, 2022

DLA PIPER LLP (US)

11
12 By: /s/ Matthew Riley
13 JULIE DUNNE
14 MATTHEW RILEY

15 Attorneys for Defendant Apple Inc.

16 Dated: May 19, 2022

McLAUGHLIN & STERN, LLP

17
18 By: /s/ Lee Shalov
19 LEE SHALOV

20 Attorneys for Plaintiffs and the Class

21 **ATTESTATION**

22 In accordance with Local Rule 5-1(i)(3), I attest that the other Signatories named above have
23 concurred in the filing of this document.

24 Dated: May 19, 2022

DLA PIPER LLP (US)

25
26 By: /s/ Matthew Riley
27 MATTHEW RILEY
28 Attorneys for Defendant Apple Inc.

~~PROPOSED~~ ORDER

Pursuant to the parties' stipulation, and good cause appearing, the Court GRANTS the parties' request to continue Plaintiffs' deadline to move for final approval of the parties' settlement agreement from May 30, 2022, to June 13, 2022.

IT IS SO ORDERED.

Dated: May 20, 2022



William Alsup
United States District Judge